

## UTILITY

PATENT APPLICATION  
TRANSMITTAL

Attorney Docket No.

31957.8004US1

First Inventor or Application Identifier

Lloyd E. Fladgard et al.

Title

HAND-HELD CUTTING TOOL FOR CUTTING FIBER  
CEMENT SIDING

Express Mail Label No.

EL404930930US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

## ADDRESS TO:

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 202311. ☐ Authorization for Extensions & Fee Transmittal  
(Submit an original and a duplicate for fee processing)2. ☒ Specification [Total Pages] **16**  
(preferred arrangement set forth below)

- Descriptive Title of the Invention
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

5. ☐ Microfiche Computer Program (Appendix)6. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)

- a. ☐ Computer-Readable Copy
- b. ☐ Paper Copy (identical to computer copy)
- c. ☐ Statement verifying identity of above copies

PTO  
09/436790  
11/08/993. ☒ Drawing(s) (35 USC 113) [Total Sheets] **3**4. Oath or Declaration [Total Pages] **2**a. ☐ Newly executed (original or copy)b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 16 completed)

- i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting  
inventor(s) named in the prior application,  
see 37 CFR 1.63(d)(2) and 1.33(b)

\*NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO  
PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS  
REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A  
PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

## ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & document(s))8. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney  
(when there is an assignee)9. ☐ English Translation Document (if applicable)10. ☐ Information Disclosure  
Statement (IDS)/PTO-1449 ☐ Copies of IDS  
Citations11. ☒ Preliminary Amendment12. ☒ Return Receipt Postcard12. ☐ Small Entity ☐ Statement filed in prior application,  
Statement(s) Status still proper and desired14. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)15. ☒ Other: Revocation and Substitute  
Power of Attorney

16. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment

☒ Continuation ☐ Divisional ☐ Continuation-In-Part (CIP) of prior Application No.: 09/036,249Prior application information: Examiner Dermott CookeGroup / Art Unit 3725

For CONTINUATION or DIVISIONAL apps only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

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Respectfully submitted,

TYPED or PRINTED NAME Paul T. ParkerREGISTRATION NO. 38,264SIGNATURE Paul ParkerDate November 8, 1999

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Present Application:**

Applicants : Lloyd E. Fladgard and Scott C. Fladgard  
Title : HAND-HELD CUTTING TOOL FOR CUTTING FIBER  
CEMENT SIDING  
Docket No. : 31957.8004US1

**Prior Application:**

Examiner : Dermott Cooke  
Art Unit : 3725  
Application No. : 09/036,249

Box Patent Application  
Assistant Commissioner for Patents  
Washington, DC 20231

**PRELIMINARY AMENDMENT**

Sir:

Please amend the above-identified application as follows:

**In the Specification:**

Amend the specification by inserting a new section before the "Technical Field" as follows:

0943690-410990

-- CROSS REFERENCE TO RELATED APPLICATIONS

This application is a continuation of pending United States Patent Application No. 08/914,570, filed March 6, 1998. --

Respectfully submitted,

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## HAND-HELD CUTTING TOOL FOR CUTTING FIBER-CEMENT SIDING

### TECHNICAL FIELD

The present invention relates to a hand-held tool for cutting fiber-  
5 cement siding used in the construction of buildings.

### BACKGROUND OF THE INVENTION

The exteriors of houses and other types of buildings are commonly covered with siding materials that protect the internal structures from external environmental elements. The siding materials are typically planks or panels  
10 composed of wood, concrete, brick, aluminum, stucco, wood composites or fiber-cement composites. Wood siding is popular, but it is costly and flammable. Wood siding also cracks causing unsightly defects, and it is subject to infestation by insects. Aluminum is also popular, but it deforms easily, expands and contracts in extreme climates and is relatively expensive. Brick and stucco are  
15 also popular in certain regions of the country, but they are costly and labor-intensive to install.

Fiber-cements siding (FCS) offers several advantages compared to other types of siding materials. FCS is made from a mixture of cement, silica sand, cellulose and a binder. To form FCS siding products, a liquid fiber-cement  
20 mixture is pressed and then cured to form FCS planks, panels and boards. FCS is advantageous because it is non-flammable, weather-proof, and relatively inexpensive to manufacture. Moreover, FCS does not rot or become infested by insects. FCS is also advantageous because it may be formed with simulated wood grains or other ornamental designs to enhance the appearance of a  
25 building. To install FCS, a siding contractor cuts the panels or planks to a desired length at a particular job site. The siding contractor then abuts one edge of an FCS piece next to another and nails the cut FCS pieces to the structure.

After the FCS is installed, trim materials may be attached to the structure and the FCS may be painted.

Although FCS offers many advantages over other siding materials, it is difficult and expensive to cut. Siding contractors often cut FCS with a circular saw having an abrasive disk. Cutting FCS with an abrasive disk, however, generates large amounts of very fine dust that creates a very unpleasant working environment. Siding contractors also cut FCS with shears having opposing blades, as set forth in U.S. Patent No. 5,570,678 and U.S. Patent No. 5,722,386 which are herein incorporated by reference. Although the shears set forth in these patents cut a clean edge in FCS without producing dust, many siding contractors prefer to use a hand-held tool because they are accustomed to cutting siding with hand saws. Therefore, in light of the positive characteristics of FCS and the need for a hand-held cutting tool, it would be desirable to develop a hand-held cutting tool that quickly cuts clean edges through FCS without producing dust.

To meet the demand for a hand-held FCS cutting tool, the present inventors developed a hand-held tool with a reciprocating cutting blade (the "original hand held-tool"). The original hand-held tool had a motor-unit, a drive assembly coupled to the motor-unit to generate a reciprocating motion, and a blade set with a moving blade between first and second stationary fingers. The motor-unit was a 1046-90 Black and Decker ® electric drill motor, and the drive assembly was a shear head manufactured by Kett Tool Co. of Cincinnati, Ohio. The moving blade was coupled to the Kett shear head to reciprocate between the first and second fingers. Additionally, the first and second fingers were spaced apart by 0.250 inches, and the cutting blade had a thickness of 0.185-0.200 inches. The sides of the cutting blade were accordingly spaced apart from the fingers by 0.025-0.0325 inches.

In the operation of the original hand-held tool, the fingers were placed on an FCS workpiece and the moving blade was driven from an open position below the workpiece to a closed position in the gap between the first and

second fingers. As the blade moved from the open position to the closed position, it sheared the workpiece along both sides of the blade to form a cut in the workpiece approximately as wide as the gap between the first and second fingers. An operator would accordingly push the tool as the blade reciprocated  
 5 between the open and closed positions to cut the workpiece.

One drawback of the original hand-held tool, however, was that the drive assembly and the motor-unit were subject to premature failure. One possible solution for reducing premature failure of the hand-held tool was to use stronger materials in the drive mechanism. Yet, using stronger materials would  
 10 require more expensive metals that would increase the cost of the tools. Another possible solution for the original hand-held tool was to increase the size of the components of the motor unit and the drive mechanism. Using larger components, however, would increase the weight of the tools making them more difficult to handle. In addition to these constraints, cutting FCS without dust  
 15 presents many challenges that are not present in other materials because FCS is a relatively brittle material that tends to crack along rough edges and unpredictable paths. As such, FCS cannot be cut with a thin blade unless it is in an opposing shear like those disclosed in U.S. Patent Nos. 5,722,386 and 5,570,678. Thus, it would be desirable to develop a hand-held cutting tool that cuts a clean edge in  
 20 FCS and is not subject to premature failure.

## SUMMARY OF THE INVENTION

The present invention is an apparatus for cutting fiber-cement siding. A fiber-cement siding cutting tool in accordance with the invention may have a hand-held motor unit with a housing, a motor inside the housing, and a  
 25 switch operatively coupled to the motor to selectively activate the motor. A head having a casing may be attached to the housing of the motor unit. The head may also have a reciprocating drive assembly coupled to the motor.

The hand-held cutting tool also has a blade set with first and second fingers attached to either the casing or the motor housing, and a



reciprocating cutting member between the first and second fingers. The first finger may have a first guide surface and a first interior surface. Similarly, the second finger may have a second guide surface and a second interior surface. The first and second guide surfaces are preferably in a common plane, and the first and second interior surfaces are spaced apart from one another by a gap distance. The reciprocating cutting member of the blade set has a body with a first width approximately equal to the gap distance and a blade projecting from the body. The blade has a first side surface facing the first interior surface of the first finger, a second side surface facing the second interior surface of the second finger, and a top surface. The first side surface of the blade is preferably spaced apart from the first interior surface of the first finger by 0.040-0.055 inches for cutting 1/4 inch and 5/16 inch thick fiber-cement siding. Similarly, the second side surface of the blade is spaced apart from the second interior surface of the second finger by 0.040-0.055 inches. The distance between the first and second side surfaces of the blade and the first and second fingers, respectively, may be approximately 13%-22% of the thickness of the fiber-cement siding workpiece.

The top surface of the blade may also have a width less than the first width of the body. For example, the top surface of the blade may be between 0.140 and 0.165 inches, and more preferably between 0.160 and 0.160 for cutting 1/4 inch and 5/16 inch thick fiber-cement siding. The top surface may also have a curvature concave with respect to the first and second guide surfaces of the first and second fingers.

In operation, the drive assembly is operatively coupled to the reciprocating member to reciprocate the blade into and out of the gap between the fingers. As the drive assembly moves the blade into the gap between the fingers, the top surface of the blade and the straight guide surfaces of the fingers shear the fiber-cement siding.

## BRIEF DESCRIPTION OF THE DRAWINGS

Figure 1 is an isometric view of a fiber-cement cutting tool and a blade set in accordance with one embodiment of the invention.

Figure 2 is a side elevational view of the blade set of Figure 1.

5 Figure 3 is a top plan view of the blade set of Figure 1.

## DETAILED DESCRIPTION OF THE INVENTION

The present invention is an apparatus for cutting fiber-cement siding. Many specific details of certain embodiments of the invention are set forth in the following description and in Figures 1-3 to provide a thorough  
10 understanding of such embodiments. One skilled in the art, however, will understand that the present invention may have additional embodiments, or that the invention may be practiced without several of the details described in the following description.

Figure 1 is an isometric view of a hand-held cutting tool 10 for  
15 cutting an FCS workpiece W. The cutting tool 10 has a motor unit 20 with a housing 22, a motor 24 (shown schematically in phantom) inside the housing 22, and a switch 26 operatively coupled to the motor 24. The housing 22 preferably has a handle 27 configured to be gripped by an operator. One suitable motor unit 20 is the No. 3208-90 electric motor unit manufactured by Black and Decker  
20 Corporation. Another suitable motor unit 20 is the No. 7802 pneumatic motor unit manufactured by Ingersoll-Rand Corporation.

The output of the motor unit 20 may be converted into a reciprocal motion with a head 30 having a casing 32 and a reciprocating drive assembly 36 (shown schematically in phantom). The casing 32 is attached to the housing 22  
25 of the motor unit 20. Additionally, the reciprocating drive assembly 36 is coupled to the motor 24 via a gear assembly 38 (shown schematically in phantom) to translate the rotational output from the motor unit 20 into a reciprocating motion. A suitable head 30 is the shear head manufactured by Kett



Tool Co., as set forth by U.S. Patent No. 4,173,069, entitled "Power Shear Head," which is herein incorporated by reference.

The cutting tool 10 may also have a blade set 50 with a first finger 60a attached to one side of the head 30, a second finger 60b attached to another side of the head 30, and a cutting member 70 between the first and second fingers 60a and 60b. The first finger 60a has a guide surface 62a and a first interior surface 64a. Similarly, the second finger 60b has a second guide surface 62b (shown in phantom) and a second interior surface 64b. The first and second fingers 60a and 60b are preferably attached to the head 30 to space the first and second interior surfaces 64a and 64b apart from one another by a gap 66 in which the cutting member 70 may be received. Additionally, the first and second guide surfaces 62a and 62b are preferably straight to rest flat on top of the FCS workpiece W for aligning the cutting member 70 with the workpiece W.

Figure 2 is a side elevational view and Figure 3 is a top plan view of the blade set 50 used with the FCS cutting tool 10. The cutting member 70 may have a body 71 with a first width approximately equal to a gap distance G between the first interior surface 64a of the first finger 60a and the second interior surface 64b of the second finger 60b. The cutting member 70 may also have blade 72 projecting from the body 71 between the first and second fingers 60a and 60b. The blade 72 has a first side surface 74 facing the first interior surface 64a, a second side surface 75 facing the second interior surface 64b, and a curved top surface 76. The edge along the top surface 76 and the first side surface 74 defines a first cutting edge 77 (best shown in Figure 1), and the edge along the top surface 76 and the second side surface 75 defines a second cutting edge 78 (best shown in Figure 1).

In a particular embodiment, the first side surface 74 is spaced apart from the first interior surface 64a by a distance  $S_1$  to define a first side space 82. Similarly, the second side surface 75 is spaced apart from the second interior surface 64b by a distance  $S_2$  to define a second side space 8. The spacing between the sides 74 and 75 of the blade 72 and the interior surfaces 64a and 64b

of the fingers 60a, 60b may be a function of the overall gap width G between the fingers 60a and 60b. Additionally, the spacing between the sides of the blade and the fingers may be a function of the thickness of the FCS workpiece W. For example, when the FCS workpiece W has a thickness of between 0.25 and 0.3125 inches, the distances  $S_1$  and  $S_2$  are between 0.040-0.055 inches and the gap width G is 0.25 inches. More preferably, the distances  $S_1$  and  $S_2$  are between 0.0425-0.045 inches. The distances  $S_1$  and  $S_2$  of each of the spaces 82 and 84, therefore, may be approximately 16% to 22% of the gap width G between the fingers 60a and 60b, and preferably between 17% and 18% of the gap width G.

The spacing between the sides of the blade 72 and the fingers 60a and 60b may be selected by adjusting the thickness of the top surface 76 of the blade 72. For a gap width G of 0.25 inches between the fingers 60a and 60b, the top surface 76 of the blade 72 may be 0.140-0.170 inches wide, and is preferably between 0.160 and 0.165 inches wide. Additionally, the top surface 76 may have a curvature that is concave with respect to the guide surfaces 62a and 62b of the fingers 60a and 60b. As best shown in Figure 1, therefore, the first and second cutting edges 77 and 78 are also concave with respect to the FCS workpiece W. The curvature of the top surface 76 may be a radius between 1.500 and 2.00 inches, and is preferably approximately 1.75 inches.

The reciprocating cutting member 70 is pivotally coupled to the first and second fingers 60a and 60b by a bushing 92 (Figures 2 and 3). Additionally, the bushing 92 has an opening 93 (Figure 2) to receive a bolt 94 (Figure 1) that passes through the head 30 (Figure 1). The reciprocating cutting member 70 also has a driven end 79 configured to engage the reciprocating drive assembly 36 of the head 30.

In operation, the motor 24 moves the drive assembly 36 when an operator depresses the switch 26. The drive assembly 36 reciprocates the blade 72 of the cutting member 70 along a reciprocating path R (Figure 2) between an open position (Figures 1 and 2) and a closed position (not shown) in which the top surface 76 of the blade 72 is above the guide surfaces 62a and 62b of the

fingers 60a and 60b. In one embodiment, the blade 72 reciprocates at approximately 0 - 3,000 strokes per minute. As the blade 72 moves from the open position to the closed position, the first cutting edge 77 and the first interior surface 64a shear the FCS workpiece W along one line, and the second cutting edge 78 and the second interior surface 64b shear the FCS workpiece along a parallel line. The top surface 76 accordingly lifts and separates a cut section (not shown) of the FCS workpiece W with each upward stroke of the blade 72. To cut a continuous line through the workpiece W, an operator pushes the cutting tool 10 across the workpiece W as the blade 72 reciprocates.

The motor 24 and the drive assembly 36 of the cutting tool 10 have significantly lower failure rates than the original hand-held tool developed by the present inventors. One aspect of the invention is that the inventors discovered that the binder and the cellulose in FCS causes significant friction between the FCS and the cutting blade at the very high velocities of the cutting blade 72. The inventors believe that the heat generated from the blade 72 melts the binder and/or the cellulose, and that the melted matter increases the friction between the blade 72 and the FCS workpiece W. From this discovery, the inventors further discovered that increasing the size of the spaces 82 and 84 between the blade 72 and the fingers 60a and 60b significantly reduced premature failure of the motor 24 and the drive assembly 36. The inventors believe that increasing the spaces 82 and 84 reduces the friction between the cutting blade 72 and the workpiece 10. More specifically, for a 1/4 inch or 5/16 inch thick FCS workpiece, the side distances  $S_1$  and  $S_2$  between the blade 72 and the first and second fingers 60a and 60b are between 0.040 and 0.055 inches instead of being 0.025-0.0325 inches in the original hand-held tool developed by the present inventors. The blade set 50 accordingly increases the side distances  $S_1$  and  $S_2$  by approximately 23% - 120%. Thus, by increasing the spaces 82 and 84, blade set 50 enhances the operational life of the motor 24 and the drive assembly 36.

The cutting tool 10 with the blade set 50 also produces a clean, straight edge along the cut. Because FCS tends to rip or crack along

unpredictable lines when it is cut with a thin blade, the art generally taught that it is better to minimize the space between the blade 72 and the fingers 60a and 60b to create a more defined shear region in an FCS workpiece. Nonetheless, in contrast to the art, the blade set 50 increases the distances  $S_1$  and  $S_2$  between the blade 72 and the first and second fingers 60a and 60b without sacrificing the quality of the cut. Thus, the blade set 50 of the cutting tool 10 not only provides a cost effective solution for reducing the premature failure of the motor 24 and the drive assembly 36, but it also produces a clean edge along the cut.

The particular dimensions for the blade set 50 described above with reference to Figures 1-3 are particularly useful for cutting 1/4 inch and 5/16 inch thick FCS workpieces. It is expected that the side distances  $S_1$  and  $S_2$  between the blade 72 and the first and second fingers 60a and 60b may be varied according to the thickness of the particular FCS workpiece. Accordingly, the side distances  $S_1$  and  $S_2$  are preferably between 13% and 22% of the thickness of the FCS workpiece being cut. Additionally, the top surface 76 of the blade 72 is preferably between 44% and 68% of the thickness of the particular FCS workpiece. Therefore, the particular dimensions of the blade set 50 for cutting FCS siding may be adjusted relative to the FCS workpiece W.

From the foregoing it will be appreciated that, although specific embodiments of the invention have been described herein for purposes of illustration, various modifications may be made without deviating from the spirit and scope of the invention. For example, the first and second fingers may be attached to the motor unit instead of the head. Accordingly, the invention is not limited except as by the appended claims.

## CLAIMS

1. A blade set for a reciprocating fiber-cement siding cutting tool, comprising:

a first finger having a first guide surface and a first interior surface, the first finger being fixedly attachable to the cutting tool;

a second finger having a second guide surface and a second interior surface, the second finger being fixedly attachable to the cutting tool to position the first and second guide surfaces in a common plane and to space the first and second interior surfaces apart from one another by a gap distance; and

a reciprocating cutting member between the first and second fingers, the cutting member having a body and a blade projecting from the body, the body having a first width and the body being pivotally coupled to the first and second fingers, the blade having a first side surface facing the first interior surface of the first finger, a second side surface facing the second interior surface of second finger, and a top surface between the first and second side surfaces, the first side surface being spaced apart from the first interior surface by 0.040 to 0.055 inches and the second side surface being spaced apart from the second interior surface by 0.040 to 0.055 inches.

2. The blade set of claim 1 wherein the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.140 and 0.170 inches.

3. The blade set of claim 1 wherein the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.150 and 0.170 inches.

4. The blade set of claim 1 wherein the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.160 and 0.165 inches.

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5. The blade set of claim 1 wherein:

the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.150 and 0.170 inches; and

the top surface of the blade has a curvature concave with respect to the first and second fingers.

6. The blade set of claim 1 wherein:

the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.160 and 0.165 inches; and

the top surface of the blade has a curvature concave with respect to the first and second fingers.

7. The blade set of claim 1 wherein:

the first side surface of the blade is spaced apart from the first interior surface of the first finger by 0.0425 to 0.045 inches; and

the second side surface of the blade is spaced apart from the second interior surface of the second finger by 0.0425 to 0.045 inches.

8. The blade set of claim 7 wherein the top surface of the blade has a curvature concave with respect to the first and second fingers.

9. The blade set of claim 1 wherein the top surface of the cutting blade has a curvature concave with respect to the first and second fingers.

10. A fiber-cement siding cutting tool, comprising:

a hand-held motor unit having a housing, a motor inside the housing, and a switch operatively coupled to the motor to selectively activate the motor;

a head having a casing attached to the housing of the motor unit and a reciprocating drive assembly coupled to the motor;



a first finger having a first guide surface and a first interior surface, the first finger being fixedly attached to one of the head or the motor unit;

a second finger having a second guide surface and a second interior surface, the second finger being fixedly attached to one of the head or the motor unit to position the first and second guide surfaces in a common plane and to space the first and second interior surfaces apart from one another by a gap distance; and

a reciprocating cutting member between the first and second fingers, the cutting member having a body with a width, the body being operatively coupled to the drive assembly and pivotally coupled to the first and second fingers for reciprocating the cutting member between the fingers, the cutting member further having a blade with a first side surface facing the first interior surface of the first finger, a second side surface facing the second interior surface of the second finger, and a top surface between the first and second side surfaces, the first side surface being spaced apart from the first interior by 0.040 to 0.055 inches and the second side surface being spaced apart from the second interior surface by 0.040 to 0.055 inches.

11. The cutting tool of claim 10 wherein the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.140 and 0.170 inches.

12. The cutting tool of claim 10 wherein the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.160 and 0.165 inches.

13. The cutting tool of claim 10 wherein:  
the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.150 and 0.170 inches; and

the top surface of the blade has a curvature concave with respect to the guide surfaces.

14. The cutting tool of claim 10 wherein:

the first width of the body is 0.250 inches and the top surface of the blade has a width between 0.160 and 0.165 inches; and

the top surface of the blade has a curvature concave with respect to the guide surfaces.

15. The cutting tool of claim 10 wherein:

the first side surface of the blade is spaced apart from the first interior surface of the first finger by 0.0425 to 0.045 inches; and

the second side surface of the blade is spaced apart from the second interior surface of the second finger by 0.0425 to 0.045 inches.

16. The cutting tool of claim 10 wherein the top surface of the blade has a curvature concave with respect to the guide surfaces.

17. A blade set for a reciprocating fiber-cement siding cutting tool, comprising:

a first finger having a first guide surface and a first interior surface, the first finger being fixedly attachable to the cutting tool;

a second finger having a second guide surface and a second interior surface, the second finger being fixedly attachable to the cutting tool to position the first and second guide surfaces in a common plane and to space the first and second interior surfaces apart from one another by a gap distance; and

a reciprocating cutting member between the first and second fingers, the cutting member having a body and a blade projecting from the body, the body being pivotally coupled to the first and second fingers, the blade having a first side surface facing the first finger, a second side surface facing the second finger, and a top surface between the first and second side surfaces, the first and second side surfaces of the blade being spaced apart from the first and second fingers, respectively, by between

13% and 22% of a thickness of a particular fiber-cement siding workpiece to be cut with the blade set.

18. The blade set of claim 17 wherein the top surface of the blade has a width between 44% and 68% of the workpiece thickness.

19. The blade set of claim 17 wherein the workpiece has a thickness of 0.25 to 0.3125 inches, and the first and second side surfaces of the blade are spaced apart from the first and second fingers, respectively, by between 0.040 and 0.055 inches.

20. The blade set of claim 19 wherein the top surface of the blade has a width between 0.140 and 0.170 inches.

21. A blade set for a reciprocating fiber-cement siding cutting tool, comprising:

a first finger having a first guide surface and a first interior surface, the first finger being fixedly attachable to the cutting tool;

a second finger having a second guide surface and a second interior surface, the second finger being fixedly attachable to the cutting tool to position the first and second guide surfaces in a common plane and to space the first and second interior surfaces apart from one another by a gap distance; and

a reciprocating cutting member between the first and second fingers, the cutting member having a body and a blade projecting from the body, the body being pivotally coupled to the first and second fingers, the blade having a first side surface facing the first finger, a second side surface facing the second finger, and a top surface between the first and second side surfaces, the first and second side surfaces of the blade being spaced apart from the first and second fingers, respectively, by between 16% and 22% of the gap distance.

22. The blade set of claim 21 wherein the first and second side surfaces of the blade are spaced apart from the first and second fingers, respectively, by between 17% and 18% of the gap distance.

23. The blade set of claim 21 wherein the top surface of the blade has a width between 56% and 68% of the gap distance.

24. The blade set of claim 21 wherein the top surface of the blade has a width between 64% and 66% of the gap distance.

25. A method of cutting fiber-cement siding, comprising:  
pressing first and second fingers of a cutting tool against a first side of a fiber-cement siding workpiece, the fiber-cement siding workpiece having a first thickness;

driving a cutting blade of the cutting tool from a second side of the fiber-cement siding workpiece toward the first side of the fiber-cement siding workpiece and into a gap between the first and second fingers; and

spacing a first side of the cutting blade apart from the first finger by a distance first distance and spacing a second side of the cutting blade apart from the second finger by a second distance, the first and second distances being between 13% and 22% of the first thickness of the fiber-cement siding workpiece.

26. The method of claim 25 wherein the workpiece has a thickness of between 0.25 and 0.3125 inches and the first and second distances are between 0.040 and 0.055 inches.

27. The method of claim 25 wherein the workpiece has a thickness of between 0.25 and 0.3125 inches and the first and second distances are between 0.0425 and 0.045 inches.

HAND-HELD CUTTING TOOL FOR CUTTING  
FIBER-CEMENT SIDING

ABSTRACT OF THE DISCLOSURE

An apparatus for cutting fiber-cement siding. A fiber-cement siding cutting tool in accordance with the invention may have a hand-held motor unit with a housing, a motor inside the housing, and a switch operatively coupled to the motor to selectively activate the motor. A head having a casing may be attached to the housing of the motor unit. The head may have a reciprocating drive assembly coupled to the motor. The hand-held cutting tool also has a blade set with first and second fingers attached to either the casing or the motor housing, and a reciprocating cutting member between the first and second fingers. The first finger may have a first guide surface and a first interior surface. Similarly, the second finger may have a second straight guide surface and a second interior surface. The reciprocating cutting member has a body and a blade projecting from the body. The blade has a first side surface facing the first interior surface of the first finger, a second side surface facing the second interior surface of the second finger, and a top surface. The first side surface of the blade is preferably spaced apart from the first interior surface of the first finger by 0.040-0.055 inches for cutting 1/4 inch and 5/16 inch thick fiber-cement siding. Similarly, the second side surface of the blade is spaced apart from the second interior surface of the second finger by 0.040-0.055 inches for cutting such fiber-cement siding. The distance between the first and second side surfaces and the first and second finger, respectively, may be approximately 13%-22% of the thickness of the fiber-cement siding workpiece.

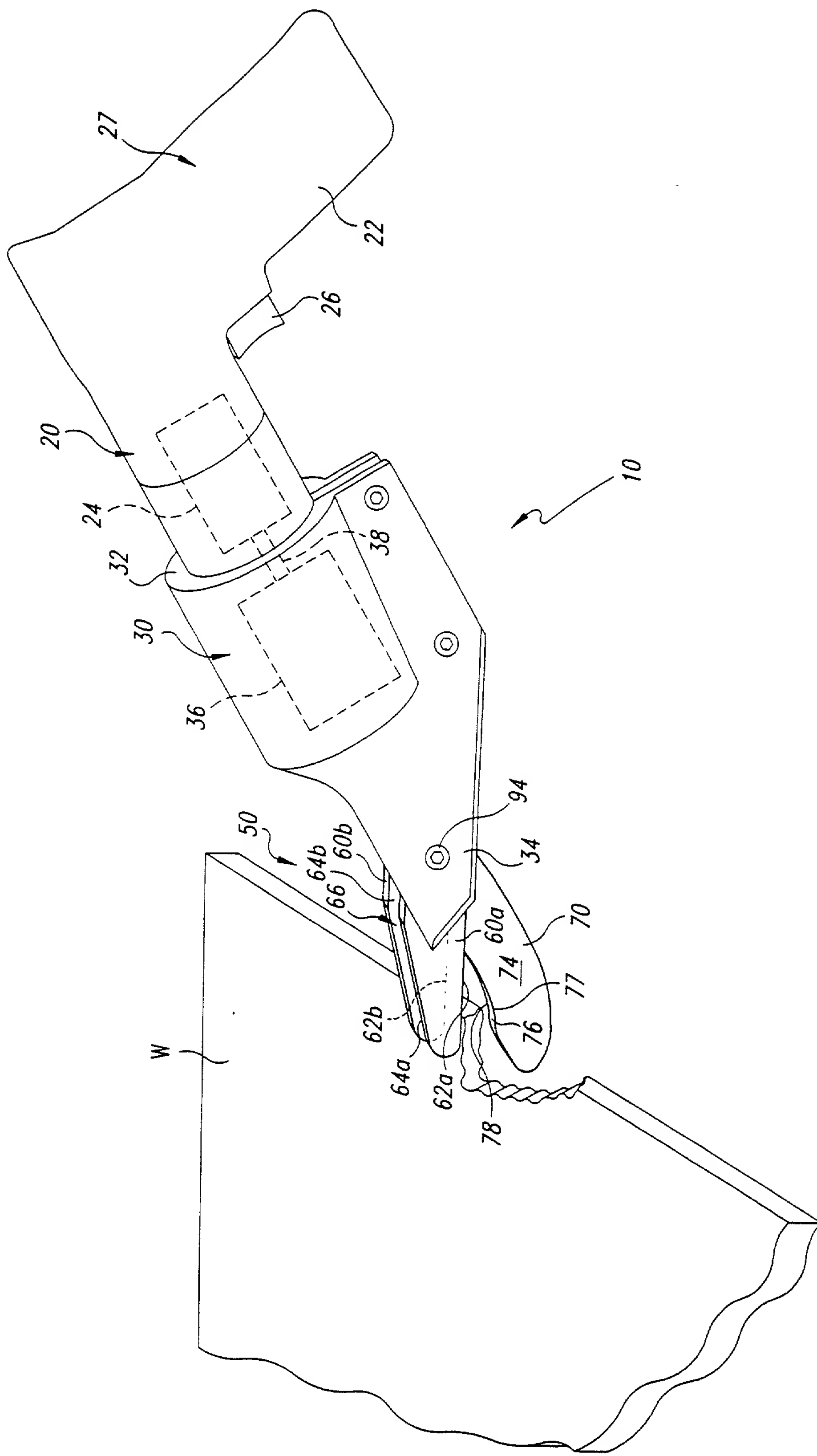


Fig. 1



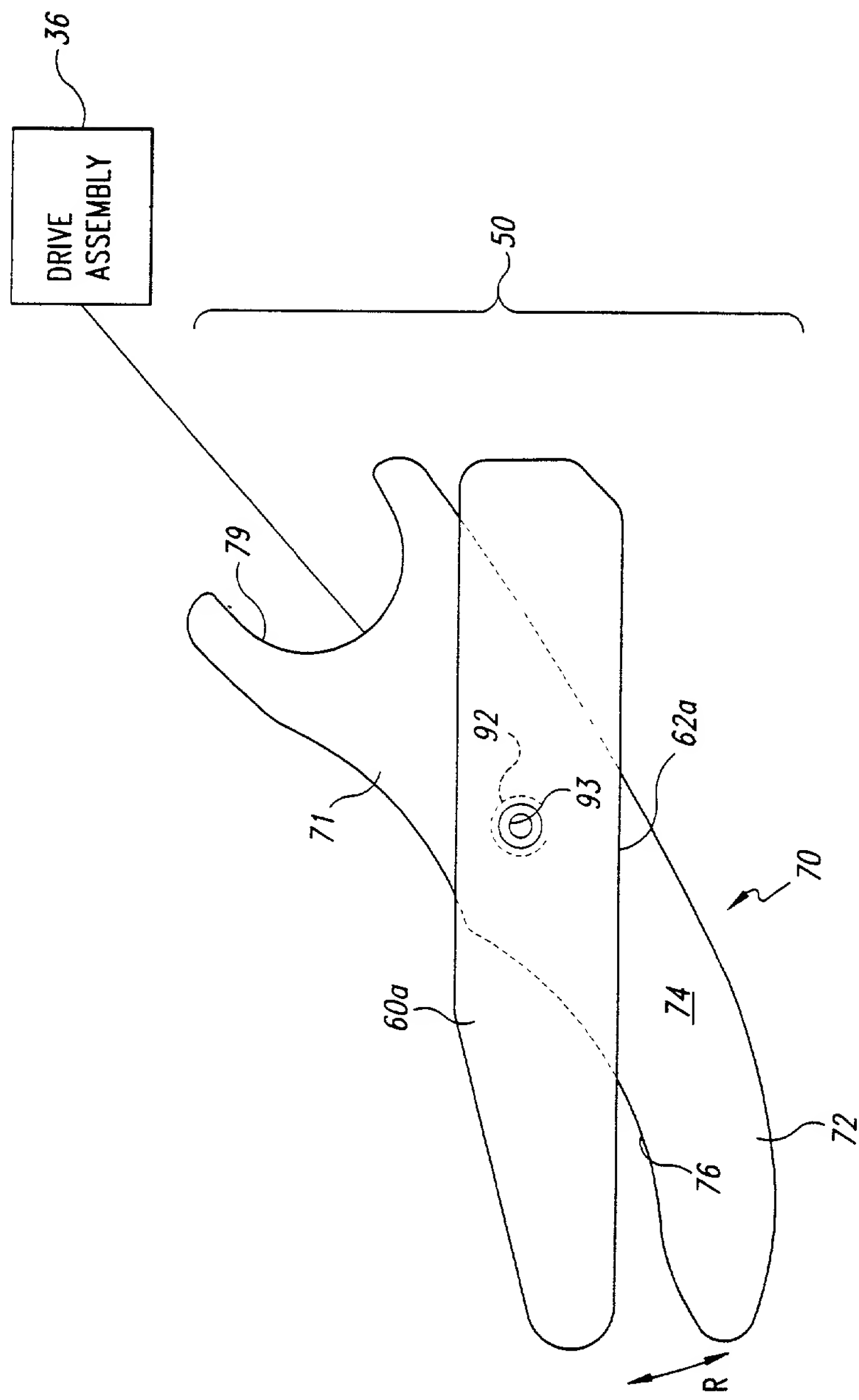


Fig. 2



## DECLARATION AND POWER OF ATTORNEY

As the below-named inventors, we declare that:

Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first, and joint inventors of the invention entitled "HAND-HELD CUTTING TOOL FOR CUTTING FIBER-CEMENT SIDING," which is described and claimed in the specification and claims of Patent Application No. 09/036,249, which we filed in the United States Patent and Trademark Office on March 6, 1998 and for which a patent is sought.

We have reviewed and understand the contents of the above-entitled specification, including the claims, as amended by any amendment specifically referred to herein (if any).

We acknowledge our duty to disclose information of which we are aware which is material to the patentability and examination of this application in accordance with 37 C.F.R. § 1.56(a).

We hereby appoint RICHARD W. SEED, Reg. No. 16,557; ROBERT J. BAYNHAM, Reg. No. 22,846; EDWARD W. BULCHIS, Reg. No. 26,847; GEORGE C. RONDEAU, JR., Reg. No. 28,893; DAVID H. DEITS, Reg. No. 28,066; WILLIAM O. FERRON, JR., Reg. No. 30,633; PAUL T. MEIKLEJOHN, Reg. No. 26,569; DAVID J. MAKI, Reg. No. 31,392; RICHARD G. SHARKEY, Reg. No. 32,629; DAVID V. CARLSON, Reg. No. 31,153; MAURICE J. PIRIO, Reg. No. 33,273; KARL R. HERMANN, Reg. No. 33,507; DAVID D. MCMASTERS, Reg. No. 33,963; ROBERT IANNUCCI, Reg. No. 33,514; MICHAEL J. DONOHUE, Reg. No. 35,859; CHRISTOPHER J. DALEY-WATSON, Reg. No. 34,807; STEVEN D. LAWRENZ, Reg. No. 37,376; ROBERT G. WOOLSTON, Reg. No. 37,263; ELLEN M. BIERMAN, Reg. No. 38,079; BRYAN A. SANTARELLI, Reg. No. 37,560; CAROL NOTTENBURG, Reg. No. 39,317; CRAIG S. JEPSON, Reg. No. 33,517; PAUL T. PARKER, Reg. No. 38,264; JOHN C. STEWART, Reg. No. 40,188; DAVID W. PARKER, Reg. No. 37,414; BRIAN G. BODINE, Reg. No. 40,520; FRANK ABRAMONTE, Reg. No. 38,066; E. RUSSELL TARLETON, Reg. No. 31,800; FREDERICK M. FLIEGEL, Reg. No. 36,138; JAN C. L. MAXWELL, Reg. No. 41,181; THOMAS L. EWING, Reg. No. 34,328; CLIFTON G. GREEN, Reg. No. 41,044; KEVIN S. COSTANZA, Reg. No. 37,801; DALE C. BARR, Reg. No. 40,498; KEVIN S. ROSS, Reg. No. P-42,116; PAUL F. RUSYN, Reg. No. P-42,118; JOHN M. WECHKIN, Reg. No. P-42,216; THOMAS E. LOOP, Reg. No. P-42,810; STEPHEN J. ROSENMAN, Reg. No. P-43,058, and BRIAN L. JOHNSON, Reg. No. 40,033, comprising the firm of SEED AND BERRY LLP, 6300 Columbia Center, Seattle,

Washington 98104-7092, as our attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Please direct all telephone calls and correspondence to:

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We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

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Date 9/1/98

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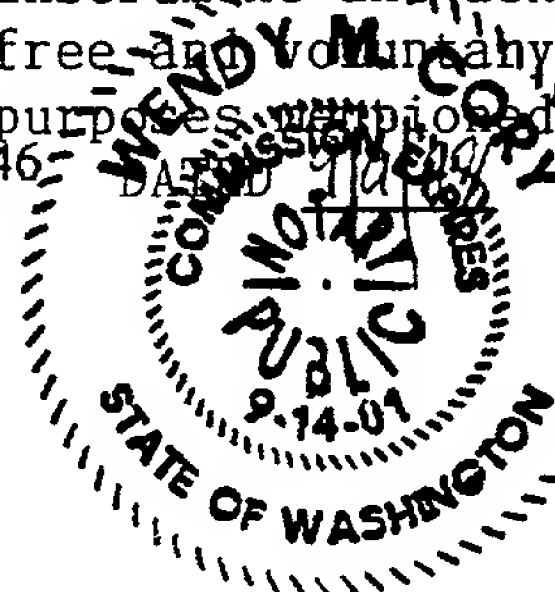
ST. ...  
County of Kitsap ) ss.

Lloyd Fladgard

My commission expires 11-02-00

State of Washington)  
County of Kitsap ) ss.

I certify that I know or have satisfactory evidence that SCOTT FLADGARD is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.



Wendy M. Cress  
NOTARY PUBLIC  
IN & FOR KITSAP CO  
Exp 9/14/01

004990-110890

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Lloyd E. Fladgard and Scott C. Fladgard  
Filed : Concurrently herewith  
For : HAND-HELD CUTTING TOOL FOR CUTTING FIBER-  
CEMENT SIDING  
Docket No. : 31957.8004US1

## Prior Application:

Examiner : Dermott Cooke  
Art Unit : 3725  
Application No. : 09/036,249

Box Patent Application  
Assistant Commissioner for Patents  
Washington, DC 20231

REVOCATION AND SUBSTITUTE POWER OF ATTORNEY

Sir:

In the matter of the above-identified application, I, Scott Fladgard, declare that I am the Vice President of Pacific International Tool & Shear, Ltd., the assignee of the entire interest. Documentary evidence of chain of title from the original owners to Pacific International Tool & Shear, Ltd. has been filed with and recorded by the United States Patent Office at Reel 9460, Frame 0110. The evidentiary documents referred to in the instant Revocation and Substitute Power of Attorney have been reviewed by the undersigned, and it is certified that, to the best of Pacific International Tool & Shear, Ltd.'s knowledge and belief, title is in Pacific International Tool & Shear, Ltd. I hereby revoke all power of attorney heretofore given and appoint JERRY A. RIEDINGER, Registration No. 30,582; MAURICE J. PIRIO, Registration No. 33,273; JOHN C. STEWART, Registration No. 40,188; MICHAEL D. BROADDUS, Registration No.

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41,637; BRIAN P. MCQUILLEN, Registration No. 41,989; TARANEH MAGHAME, Registration No. 43,768; CATHERINE HONG TRAN, Registration No. 43,960; ROBERT G. WOOLSTON, Registration No. 37,263; PAUL T. PARKER, Registration No. 38,264; JOHN M. WECHKIN, Registration No. 42,216; BRIAN G. BODNE, Registration No. 40,520; CHRISTOPHER DALEY-WATSON, Registration No. 34,807, ; STEVEN D. LAWRENZ, Registration No. 37,376; and JAMES A.D. WHITE, Registration No. 43,985, as the principal attorneys with full power of substitution, association, and revocation to prosecute said application, to transact all business in the Patent and Trademark Office connected therewith, and to receive the letters patent therefor. Please direct all future correspondence to:

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Pacific International Tool & Shear, Ltd.

Date

10/25/99

  
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Scott Fladgard  
Vice President